

AMENDED  
APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

No. 60188

JUL 01 1994

Date of filing in State Engineer's Office.....

Returned to applicant for correction..... SEP 09 1994

Corrected application filed..... JAN 04 1995

Map filed..... JAN 04 1995 under 60185

The applicant..... Robert Wallace Spencer

816 Glen Molly Dr, of Sparks  
Street and No. or P.O. Box No. City or Town

Nevada 89431, hereby make.... application for permission to appropriate the public  
State and Zip Code No.  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is... Spencer River, an underground river flowing  
Name of stream, lake, spring, underground or other source  
in distinct channels.

2. The amount of water applied for is... 27.627 second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for... Hydroelectric power generation  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under No. 12. "Remarks").....

(d) Power:

(1) Horsepower developed... 6,267,636

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point... SE 1/4 SW 1/4 SEC 24 T4S R63E MDM  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
CALIENTE QUADRANGLE NV. AT A POINT 5,872 N 39° 30' E TO THE NE CORNER OF SEC 24

NW 1/4 NW 1/4 SEC 18 T4S R64E MDM CALIENTE QUADRANGLE NV AT A  
6. Place of use... POINT 724 FT N 45° W TO THE NW CORNER OF SEC 18  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)... Excavate to channels; divert water into pipes, then syphon and gravity flow to power station/s.  
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

\$1.2 Billion (\$1,200,000,000.00)

9. Estimated cost of works.....  
Five (5) years.  
10. Estimated time required to construct works.....  
If well completed, describe works.  
.....  
Six (6) years.  
11. Estimated time required to complete the application of water to beneficial use.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:  
This application is one (1) of sixteen (16) applications for the combined total of 27,627 sec-ft. for all applications. The intent is to first generate hydroelectric power and then use the water for quasi-municipal purposes. See applications numbers 60179 thru 60194.

By s/Robert W. Spencer  
816 GLEN MOLLY DR  
SPARKS NV. 89431  
Compared pm/cm  
Protested 11/7/94 by: US Fish & Wildlife 3/8/95 BLM

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby deny the same, subject to the following limitations and conditions:

This application is hereby denied on the grounds that the granting of this application would not be in the public interest. No ruling is made on the merits of the protests.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

- Work must be prosecuted with reasonable diligence and be completed on or before.....  
Proof of completion of work shall be filed before.....  
Application of water to beneficial use shall be filed on or before.....  
Proof of the application of water to beneficial use shall be filed on or before.....  
Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of my  
Cultural map filed..... office, this 27th day of January  
Certificate No. .... Issued..... A.D. 1999  
R. Michael Turnipseed P.E.  
State Engineer